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8 UNITED STATES BANKRUPTCY COURT
9
10 IN AND FOR THE EASTERN DISTRICT OF WASHINGTON

11 In re:

No. **11-04445-PCW11**

12 **SPOKANE HOME HEALTHCARE, INC.,**

Chapter 11

13 Debtor.

FINDINGS OF FACT

14 **THIS MATTER** coming before the Court upon the issues raised by Debtor's request
15 for confirmation of Debtor's Plan of Reorganization ("Plan") and final approval of Debtor's
16 Disclosure Statement ("Disclosure Statement") and based upon the evidence produced,
17 the Court now makes the following:

18
19 **FINDINGS OF FACT**

20 1. Debtor's Plan and Disclosure Statement were filed herein on March 15,
21 2012 which was submitted to Creditors and other parties in interest;

22 2. The Plan has been accepted in writing by the creditors and equity security
23 holders whose acceptance is required by law;
24

25 Findings of Fact-1

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1 3. The provisions of Chapter 11 of the United States Code have been complied
2 with and the Plan has been proposed in good faith and not by any means forbidden by
3 law;

4 4. (a) Each holder of a claim or interest has accepted the Plan or will receive or
5 retain under the Plan property of a value, as of the effective date of the Plan, that is not
6 less than the amount that such holder would receive or retain if the Debtor were liquidated
7 under Chapter 7 of the Code on such date, or (b) the Plan does not discriminate unfairly,
8 and is fair and equitable with respect to each class of claims or interests that is impaired
9 under, and has not accepted the Plan;

10 5. All payments made or promised by the Debtor or by a person issuing
11 securities or acquiring property under the Plan or by any other person for services or for
12 costs and expenses in, or in connection with, the Plan and incident to the case, have been
13 fully disclosed to the Court and are reasonable and are hereby approved, or, if to be fixed
14 after confirmation of the Plan, will be subject to approval of the Court;

15 6. Confirmation of the Plan is not likely to be followed by the liquidation, or the
16 need for further financial reorganization of the Debtor, or (b) if the Plan is a plan of
17 liquidation, the Plan sets a time period in which liquidation will be accomplished, and
18 provides for the eventuality that the liquidation is not accomplished in that time period;

19 7. Pursuant to the Plan, the following acts or events constitute substantial
20 consummation of the Plan: sixty (60) days following Confirmation, provided that Debtor
21 has paid all installments provided by this Plan to be paid within that time;

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Findings of Fact-2

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1 8. Creditors were given Notice of Confirmation and no objections thereto were
2 made, or if made, have been resolved;

3 9. It is proper that Debtor's Disclosure Statement be approved; and

4 10. It is proper that Debtor's Plan be confirmed.

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6 PRESENTED BY:

7 SOUTHWELL & O'ROURKE, P.S.

8
9 BY: s/ Kevin O'Rourke
10 KEVIN O'ROURKE, WSBA #28912
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Patricia C. Williams
Bankruptcy Judge

Findings of Fact-3

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